

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

ANDREW M.W.,¹

Civil No. 22-2025 (JRT/LIB)

Plaintiff,

v.

**ORDER ADOPTING REPORT
AND RECOMMENDATIONS**

KILOLO KIJAKAZI,
Acting Commissioner of Social Security,

Defendant.

Edward C. Olson, **Reitan Law Office**, 80 South 8th Street, Suite 900,
Minneapolis, Minnesota 55402 for Plaintiff.

Karl E. Osterhout, **Osterhout Disability Law**, LLC, 521 Cedar Way, Suite 200,
Oakmont, Pennsylvania 15139 for Plaintiff.

Ana H. Voss, **United States Attorney's Office**, 300 South 4th Street, Suite
600, Minneapolis, Minnesota 55415 for Defendant.

Angela Thornton-Millard, **SSA-Ogc**, Poc Gernert, James, 6401 Security
Boulevard, 1520 Annex, Baltimore, Maryland 21235 for Defendant.

James D. Sides, **Social Security Administration, Office of the General
Counsel, Office of Program Litigation, Office 4**, 6401 Security Boulevard,
Baltimore Maryland 21235 for Defendant.

Based upon the Report and Recommendation of United States Magistrate Judge
Leo I. Brisbois, and after an independent review of the files, records and proceedings in
the above-entitled matter, **IT IS HEREBY ORDERED** that:

¹ This District has adopted the policy of using only the first name and last initial of any nongovernmental parties in Social Security opinions such as the present Report and Recommendation. Accordingly, where the Court refers to Plaintiff by her name only her first name and last initial are provided.

1. Plaintiff's request for relief, [Docket No. 18], is **GRANTED**;
2. Defendant's Motion for Summary Judgment, [Docket No. 20], is **DENIED**;
and
3. The above matter is **REMANDED** to the Social Security Administration pursuant to sentence four of 42 U.S.C. § 405(g), for further administrative proceedings.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 28, 2023
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge